

Amendment No. 1 to HB0870

Curcio
Signature of Sponsor

AMEND Senate Bill No. 893

House Bill No. 870*

by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 40-24-105(a), is amended by deleting the last sentence of the subsection and substituting:

The following shall be the allocation formula for moneys paid into court in matters adjudicated on or after January 1, 2022: the first moneys paid in a case shall first be credited toward the payment of restitution owed to the victim, if any, and once restitution has been paid in full, the next moneys shall be credited toward payment of litigation taxes, and once litigation taxes have been paid, the next moneys shall be credited toward payment of costs; then additional moneys shall be credited toward payment of the fine.

SECTION 2. Tennessee Code Annotated, Section 40-35-304, is amended by deleting subsection (d) and substituting instead the following:

(d) In determining the amount and method of payment or other restitution, the court may consider the financial resources and future ability of the defendant to pay or perform.

SECTION 3. Tennessee Code Annotated, Section 29-13-108(a), is amended by deleting the language "one (1) year" wherever it appears and substituting "two (2) years".

SECTION 4. This act takes effect January 1, 2022, the public welfare requiring it.